United Nations A/C.5/64/L.10

General Assembly

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Sixty-fourth session
Fifth Committee
Agenda item 135
Pattern of conferences

Draft resolution submitted by the Vice-Chairperson following informal consultations

Pattern of conferences

The General Assembly,

Recalling its relevant resolutions, including resolutions 40/243 of 18 December 1985, 41/213 of 19 December 1986, 43/222 A to E of 21 December 1988, 51/211 A to E of 18 December 1996, 52/214 of 22 December 1997, 53/208 A to E of 18 December 1998, 54/248 of 23 December 1999, 55/222 of 23 December 2000, 56/242 of 24 December 2001, 56/254 D of 27 March 2002, 56/262 of 15 February 2002, 56/287 of 27 June 2002, 57/283 A of 20 December 2002, 57/283 B of 15 April 2003, 58/250 of 23 December 2003, 59/265 of 23 December 2004, 60/236 A of 23 December 2005, 60/236 B of 8 May 2006, 61/236 of 22 December 2006, 62/225 of 22 December 2007, 63/248 of 24 December 2008 and 63/284 of 30 June 2009,

Reaffirming its resolution 42/207 C of 11 December 1987, in which it requested the Secretary-General to ensure the equal treatment of the official languages of the United Nations,

Having considered the report of the Committee on Conferences for 2009,[1] the relevant reports of the Secretary-General[2] and the report of the Office of Internal Oversight Services on the evaluation of the integrated global management initiative of the Department for General Assembly and Conference Management,[3]

Having also considered the report of the Advisory Committee on Administrative and Budgetary Questions,[4]

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[1] *Official Records of the General Assembly, Sixty-fourth Session, Supplement No. 32* (A/64/32).
[2] A/63/735 and A/64/136.
[3] A/64/166.
[4] A/64/484.

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Reaffirming the pertinent provisions relating to conference services in its resolutions on multilingualism, in particular resolution 63/306 of 9 September 2009,

Bearing in mind its resolutions 60/251 of 15 March 2006 and 62/219 of 22 December 2007, Human Rights Council resolutions 5/1 of 18 June 2007[5] and 8/1 of 18 June 2008[6] and decision 9/103 of 24 September 2008[7] and the Council President's statements 8/1 of 9 April 2008[8] and 9/2 of 24 September 2008,[9]

Stressing that the Working Group on the Universal Periodic Review of the Human Rights Council adopted reports on the review of thirty-two Member States at its fourth and fifth sessions,

Noting that thirteen of the reports adopted at the fourth session of the Working Group were not issued as documents of the United Nations in the six official languages prior to their consideration and adoption by the Council at its eleventh session, and that the processing and issuance of two of the reports adopted by the Working Group at its fifth session remains delayed,

Recalling the importance of multilingualism in the work of the United Nations and the need to issue all of the reports of the Working Group in all official languages of the Organization,

I
Calendar of conferences and meetings

1. *Welcomes* the report of the Committee on Conferences for 2009;[1]

2. *Approves* the draft biennial calendar of conferences and meetings of the United Nations for 2010 and 2011, as submitted by the Committee on Conferences,[10] taking into account the observations of the Committee and subject to the provisions of the present resolution;

3. *Requests* the Secretary-General to examine the feasibility and the implications of all options and proposals to adjust the calendar of conferences and meetings and other options aimed at addressing the problem of timely availability and consideration of documentation for the Fifth Committee and to report thereon at its sixty-fifth session through the Committee on Conferences;

4. *Authorizes* the Committee on Conferences to make any adjustments to the calendar of conferences and meetings for 2010 and 2011 that may become necessary as a result of actions and decisions taken by the General Assembly at its sixty-fourth session;

5. *Notes with satisfaction* that the Secretariat has taken into account the arrangements referred to in General Assembly resolutions 53/208 A, 54/248, 55/222, 56/242, 57/283 B, 58/250, 59/265, 60/236 A, 61/236, 62/225 and 63/248 concerning Orthodox Good Friday and the official holidays of Eid al-Fitr and Eid al-Adha, and

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[5] See *Official Records of the General Assembly, Sixty-second Session, Supplement No. 53* (A/62/53), chap. IV.A.

[6] Ibid., *Sixty-third Session, Supplement No. 53* (A/63/53), chap. III.A.

[7] Ibid., *Supplement No. 53 A* (A/63/53/Add.1), chap. II.

[8] Ibid., *Supplement No. 53* (A/63/53), chap. III.C.

[9] Ibid., *Supplement No. 53 A* (A/63/53/Add.1), chap. III.

[10] Ibid., *Sixty-fourth Session, Supplement No. 32* (A/64/32), annex II.

requests all intergovernmental bodies to observe those decisions when planning their meetings;

6. *Requests* the Secretary-General to ensure that any modification to the calendar of conferences and meetings is implemented strictly in accordance with the mandate of the Committee on Conferences and other relevant resolutions of the General Assembly;

7. *Notes* that accurate, timely and consistent information provided to the Fifth Committee during its informal consultations facilitates the decision-making process in the Committee;

II

A. Utilization of conference-servicing resources

1. *Reaffirms* the practice that, in the use of conference rooms, priority must be given to the meetings of Member States;

2. *Notes* that the overall utilization factor at the four main duty stations in 2008 was 85 per cent as compared with 83 per cent in 2007 and 2006, which is above the established benchmark of 80 per cent;

3. *Welcomes* the steps taken by those bodies that have adjusted their programmes of work in order to achieve the optimum utilization of conference-servicing resources, and requests the Committee on Conferences to continue consultations with the secretariats and bureaux of bodies that underutilize their conference-servicing resources;

4. *Recognizes* that late starts and unplanned early endings seriously affect the bodies' utilization factor owing to the amount of time lost, and invites the secretariats and bureaux of bodies to pay adequate attention to avoiding late starts and unplanned early endings;

5. *Notes* that the percentage of meetings held by the bodies entitled to meet "as required" that were provided with interpretation services in New York in 2008 was 90 per cent, as compared with 88 per cent in 2007, and requests the Secretary-General to continue to report on the provision of conference services to these bodies through the Committee on Conferences;

6. *Recognizes* the importance of meetings of regional and other major groupings of Member States for the smooth functioning of the sessions of intergovernmental bodies, requests the Secretary-General to ensure that, as far as possible, all requests for conference services for the meetings of regional and other major groupings of Member States are met, and requests the Secretariat to inform the requestors as early as possible about the availability of conference services, including interpretation, as well as about any changes that might occur before the meeting;

7. *Regrets* that the percentage of meetings held by regional and other major groupings of Member States that were provided with interpretation services at the four main duty stations was 77 per cent in 2008 as compared to 84 per cent in 2007, and requests the Secretary-General to continue to employ innovative means to address the difficulties experienced by Member States owing to the lack of conference services for some meetings of regional and other major groupings of

Member States and to report thereon to the General Assembly through the Committee on Conferences;

8. *Once again urges* intergovernmental bodies to spare no effort at the planning stage to take into account the meetings of regional and other major groupings of Member States, to make provision for such meetings in their programmes of work and to notify conference services, well in advance, of any cancellations so that unutilized conference-servicing resources may, to the extent possible, be reassigned to meetings of regional and other major groupings of Member States;

9. *Notes with satisfaction* that, in accordance with several General Assembly resolutions, including resolution 61/236, section II.A, paragraph 9, in conformity with the headquarters rule, all meetings of Nairobi-based United Nations bodies were held in Nairobi in 2008, and requests the Secretary-General to report thereon to the Assembly at its sixty-fifth session through the Committee on Conferences;

10. *Notes with appreciation* ongoing promotional efforts and initiatives undertaken by the management of the conference centre of the Economic Commission for Africa, which led to a continued upward trend in utilization of the premises in 2008;

11. *Requests* the Secretary-General to continue to explore means to increase the utilization of the conference centre of the Economic Commission for Africa, bearing in mind the headquarters minimum operating security standards, and to report thereon to the General Assembly at its sixty-fifth session;

12. *Calls upon* the Secretary-General and Member States to adhere to the guidelines and procedures contained in the administrative instruction for the authorization of the use of United Nations premises for meetings, conferences, special events and exhibits;[11]

13. *Emphasizes* that such meetings, conferences, special events and exhibits must be consistent with the purposes and principles of the United Nations;

B. Impact of the capital master plan, strategy IV (phased approach), on meetings held at Headquarters during its implementation

1. *Requests* the Secretary-General to ensure that implementation of the capital master plan, including the temporary relocation of conference-servicing staff to a swing space, will not compromise the quality of conference services provided to Member States in the six official languages and the equal treatment of the language services, which should be provided with equally favourable working conditions and resources, with a view to receiving the maximum quality of services;

2. *Requests* all meeting requesters and organizers to liaise closely with the Department for General Assembly and Conference Management of the Secretariat on all matters related to the scheduling of meetings to allow maximum predictability in coordinating activities at Headquarters during the construction period;

3. *Requests* the Committee on Conferences to keep the matter under constant review, and requests the Secretary-General to report regularly to the

[11] ST/AI/416.

Committee on matters pertaining to the calendar of conferences and meetings of the United Nations during the construction period;

4. *Requests* the Secretary-General to continue to provide adequate information technology support for conference services, within the existing resources of the Department for General Assembly and Conference Management, in order to ensure their seamless operation throughout the implementation of the capital master plan;

5. *Notes* that during the implementation of the capital master plan, a part of the conference-servicing staff and information technology resources of the Department for General Assembly and Conference Management has been temporarily relocated to a swing space, and requests the Secretary-General to continue to provide adequate support, within the existing resources of the Department, to ensure continued maintenance of the information technology facilities of the Department, implementation of the global information technology initiative and delivery of quality conference services;

6. *Requests* the Secretary-General to consult Member States on initiatives that affect the utilization of conference services and conference facilities;

III
Integrated global management

1. *Notes* the progress achieved in the implementation of the global information technology project, aimed at integrating, across duty stations, information technology into meetings management and documentation-processing systems, and the global approach to harmonizing standards and information technology and sharing good practices and technological achievements among conference services at the four main duty stations;

2. *Also notes* the initiatives undertaken in the context of integrated global management aimed at streamlining procedures, achieving economies of scale and improving the quality of conference services, and in this regard stresses the importance of ensuring equal treatment of conference-servicing staff as well as the principle of equal grade for equal work at the four main duty stations;

3. *Emphasizes* that the major goals of the Department for General Assembly and Conference Management are to provide high-quality documents in a timely manner in all official languages in accordance with established regulations, as well as high-quality conference services to Member States at all duty stations, and to achieve those aims as efficiently and cost-effectively as possible, in accordance with the relevant resolutions of the General Assembly;

4. *Requests* the Secretary-General to ensure that all language services are given equal treatment and are provided with equally favourable working conditions and resources, with a view to achieving maximum quality of services, with full respect for the specificities of the six official languages and taking into account their respective workloads;

5. *Reiterates* the need for the Secretary-General to ensure the compatibility of technologies used in all duty stations and to ensure that they are user-friendly in all official languages;

6. *Requests* the Secretary-General to complete the task of uploading all important older United Nations documents onto the United Nations website in all six official languages on a priority basis, so that these archives are also available to Member States through that medium;

7. *Reiterates* that the satisfaction of Member States is a key performance indicator in conference management and conference services;

8. *Requests* the Secretary-General to continue to ensure that measures taken by the Department for General Assembly and Conference Management to seek the evaluation by Member States of the quality of the conference services provided to them, as a key performance indicator of the Department, provide equal opportunities to Member States to present their evaluations in the six official languages of the United Nations and are in full compliance with relevant resolutions of the General Assembly, and requests the Secretary-General to report to the General Assembly, through the Committee on Conferences, on progress made in this regard;

9. *Also requests* the Secretary-General to continue to explore best practices and techniques in client satisfaction evaluations and to report on a regular basis to the General Assembly on the results achieved;

10. *Welcomes* the efforts made by the Department for General Assembly and Conference Management to seek the evaluation by Member States of the quality of the conference services provided to them, and requests the Secretary-General to continue to explore innovative ways to systematically capture and analyse feedback from Member States and committee chairpersons and secretaries on the quality of conference services and to report thereon to the General Assembly through the Committee on Conferences;

11. *Requests* the Secretary-General to keep the General Assembly apprised of progress made in integrated global management;

12. *Notes with concern* that the Secretary-General did not include in his report on the pattern of conferences[12] information about the financial savings achieved through implementation of the integrated global management projects as requested in section III, paragraph 4, of its resolution 63/248, and requests the Secretary-General to redouble his efforts to include this information in his next report on the pattern of conferences;

13. *Takes note* of the recommendations provided by the Office of Internal Oversight Services in its report,[3] and requests the Secretary-General to ensure their full implementation and to report thereon to the General Assembly at its sixty-fifth session through the Committee on Conferences;

IV
Documentation and publication-related matters

1. *Decides* that all the reports adopted by the Working Group on the Universal Periodic Review of the Human Rights Council at its fourth and fifth sessions and the additional information submitted by the States under review before the adoption of the outcome by the Council shall be issued as documents in all

[12] A/64/136.

official languages of the United Nations, and requests the Secretary-General to undertake the necessary measures to that effect;

2. *Also decides* that all reports adopted by the Working Group shall be issued as documents in all official languages of the United Nations in a timely manner before their consideration by the Council, in accordance with General Assembly resolutions 36/117 A of 10 December 1981, 51/211 A to E, 52/214, 53/208 A to E and 59/265, and requests the Secretary-General to ensure the necessary support to that effect;

3. *Emphasizes* the paramount importance of the equality of the six official languages of the United Nations;

4. *Reiterates* the importance of the timely issuance of documents for the Fifth Committee;

5. *Stresses* that matters related to conference management, including documentation, fall within the purview of the Fifth Committee;

6. *Reiterates with concern* its request to the Secretary-General to ensure that the rules concerning the simultaneous distribution of documents in all six official languages are strictly respected as regards both the distribution of printed copies and the posting of parliamentary documentation on the Official Document System and the United Nations website, in keeping with section III, paragraph 5, of its resolution 55/222;

7. *Reaffirms* that the Fifth Committee is the appropriate Main Committee of the General Assembly entrusted with responsibilities for administrative and budgetary matters;

8. *Also reaffirms* its decision in section III, paragraph 9, of its resolution 59/265 that the issuance of documents in all six official languages on planning, budgetary and administrative matters requiring urgent consideration by the General Assembly shall be accorded priority;

9. *Reiterates its request* to the Secretary-General to direct all departments of the Secretariat to include the following elements in their reports:

(a) Summary of the report;

(b) Consolidated conclusions, recommendations and other proposed actions;

(c) Relevant background information;

10. *Reiterates its request* that all documents submitted to legislative organs by the Secretariat and intergovernmental and expert bodies for consideration and action have conclusions and recommendations in bold print;

11. *Recognizes* the work done by the task force chaired by the Department for General Assembly and Conference Management in positively addressing the problem of issuance of documents for the Fifth Committee;

12. *Welcomes* the continued efforts of the task force to shepherd the submissions of documents by the author departments of the Secretariat;

13. *Expresses its deep concern* at the unprecedented high level of late submission of documentation, which, in turn, has a negative impact on the

functioning of intergovernmental bodies, and urges author departments to fully adhere to deadlines in meeting the goal of 90 per cent submission compliance;

14. *Decides* to review, at its sixty-sixth session, the work of the task force and to consider, where necessary, additional measures to ensure compliance of submission deadlines by author departments if the goal of 90 per cent submission compliance is not met;

15. *Acknowledges* that a multipronged approach is required to find a solution to the perennial difficulties of late issuance of documents in the Fifth Committee;

16. *Encourages* the Chairpersons of the Fifth Committee and the Advisory Committee on Administrative and Budgetary Questions to promote cooperation between the two bodies in the sphere of documentation;

V

Translation and interpretation-related matters

1. *Requests* the Secretary-General to redouble his efforts to ensure the highest quality of interpretation and translation services in all six official languages;

2. *Also requests* the Secretary-General to continue to seek evaluation by Member States of the quality of the conference services provided to them, including through the language-specific informational meetings held twice a year, and to ensure that such measures provide equal opportunities to Member States to present their evaluations in the six official languages of the United Nations and are in full compliance with the relevant resolutions of the General Assembly;

3. *Reiterates its request* that the Secretary-General ensure that the terminology used in the translation and interpretation services reflects the latest linguistic norms and terminology of the official languages in order to ensure the highest quality;

4. *Reaffirms* section V, paragraph 3, of its resolution 61/236, section V, paragraph 3, of its resolution 62/225 and section V, paragraph 5, of its resolution 63/248, and reiterates its request that the Secretary-General, when recruiting temporary assistance in the language services, ensure that all language services are given equal treatment and are provided with equally favourable working conditions and resources, with a view to achieving maximum quality of their services, with full respect for the specificities of each of the six official languages and taking into account their respective workloads;

5. *Notes with appreciation* the measures taken by the Secretariat to fill current and future vacancies at the United Nations Office at Nairobi and the information contained in paragraphs 87 to 89 of the report of the Secretary-General on the pattern of conferences,[12] and requests the Secretary-General to consider further measures aimed at decreasing the vacancy rates in Nairobi and to report thereon to the General Assembly at its sixty-fifth session;

6. *Acknowledges* the measures undertaken by the Secretary-General, in accordance with its resolutions, to address the issue of the replacement of retiring staff in the language services, and requests the Secretary-General to maintain and intensify those efforts, including the strengthening of cooperation with institutions that train language specialists to meet the need in the six official languages of the United Nations;

7. *Requests* the Secretary-General to hold competitive examinations for the recruitment of language staff sufficiently in advance, in order to fill current and future vacancies in language services in a timely manner, and to inform the General Assembly at its sixty-fifth session of efforts in this regard;

8. *Also requests* the Secretary-General to continue to improve the accuracy of translation of documents into the six official languages, giving particular significance to the quality of translation;

9. *Further requests* the Secretary-General to take the steps necessary to enhance translation quality in all six official languages, in particular for contractual translation, and to report thereon to the General Assembly at its sixty-fifth session;

10. *Requests* the Secretary-General to provide, at all duty stations, adequate staff at the appropriate level, with a view to ensuring appropriate quality control for external translation, with due consideration of the principle of equal grade for equal work;

11. *Takes note* of the information on the impact of freelance recruitment on the quality of interpretation at all duty stations contained in paragraphs 81 to 86 of the report of the Secretary-General,[12] and requests the Secretary-General to report on the issue to the General Assembly at its sixty-fifth session through the Committee on Conferences;

12. *Requests* the Secretary-General to report to the General Assembly at its sixty-fifth session on the experience, lessons learned and best practices of the main duty stations in performing quality control of contractual translations, including on requirements relating to the number and appropriate level of the staff needed to carry out this function.

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Agenda item 142
Administration of justice at the United Nations

Draft resolution submitted by the Chairperson following informal consultations

Administration of justice at the United Nations

The General Assembly,

Recalling section XI of its resolution 55/258 of 14 June 2001 and its resolutions 57/307 of 15 April 2003, 59/266 of 23 December 2004, 59/283 of 13 April 2005, 61/261 of 4 April 2007, 62/228 of 22 December 2007 and 63/253 of 24 December 2008, and its decision 63/531 of 11 December 2008,

Reaffirming the goal of gender parity within the United Nations system, with due regard to the principle of geographical representation, in conformity with Article 101 of the Charter,

Having considered the reports of the Secretary-General on the outcome of the work of the Joint Appeals Board during 2007 and 2008 and between January 2009 and June 2009 and statistics on the disposition of cases and work of the Panel of Counsel[1] and on the activities of the United Nations Ombudsman and Mediation Services,[2] the related report of the Advisory Committee on Administrative and Budgetary Questions,[3] and the letter dated 20 October 2009 from the President of the General Assembly to the Chairman of the Fifth Committee,[4]

1. *Takes note* of the reports of the Secretary-General on the outcome of the work of the Joint Appeals Board during 2007 and 2008 and between January 2009 and June 2009 and statistics on the disposition of cases and work of the Panel of Counsel[1] and on the activities of the United Nations Ombudsman and Mediation Services;[2]

2. *Reaffirms* its resolutions 61/261, 62/228 and 63/253 on the establishment of the new system of administration of justice;

[1] A/64/292.
[2] A/64/314.
[3] A/64/508.
[4] A/C.5/64/3.

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3. *Expresses its appreciation* to staff members who have participated in the system of administration of justice, including the joint disciplinary committees, the joint appeals boards and the panels of counsel;

4. *Also expresses its appreciation* to the members and staff of the United Nations Administrative Tribunal for their work;

5. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions,[3] subject to the provisions of the present resolution;

6. *Takes note* of paragraph 12 of the report of the Advisory Committee on Administrative and Budgetary Questions;[3]

7. *Requests* the Secretary-General to report to the General Assembly at its sixty-fifth session on the status of the Judges of the United Nations Appeals Tribunal and their entitlements, including travel and daily subsistence allowance;

8. *Also requests* the Secretary-General to include, inter alia, the following information in his report pursuant to paragraph 59 of resolution 63/253 for consideration by the General Assembly at its sixty-fifth session:

(a) The exact terms of reference of the Office of the United Nations Ombudsman and Mediation Services concerning access by non-staff personnel;

(b) An update concerning the exact number of persons other than staff personnel working for the United Nations and the funds and programmes under different types of contracts, including individual contractors, consultants, personnel under service contracts, personnel under special service agreements and daily paid workers;

(c) A description of the new procedure for management evaluation, including the types of work-related administrative decisions for which it is required, and of the procedure normally followed in other cases where non-staff personnel submit a complaint concerning a violation of contract that does not qualify for management evaluation;

(d) A compilation of the standard contracts and rules, including dispute settlement clauses, that govern the relations between the Organization and the various categories of non-staff personnel;

(e) An analysis of monetary compensation awarded, as well as indirect costs associated with an appeal, such as staff time, including identification of those aspects of staff administration which give rise to large numbers of appeals, as well as comparative data from the old and the new system;

(f) Measures in place to provide for accountability of officials for causing financial loss to the Organization under the new system for administration of justice, including recovery action, as well as actions taken to enforce such accountability;

9. *Further requests* the Secretary-General, with regard to remedies available to the different categories of non-staff personnel, to analyse and compare the respective advantages and disadvantages, including the financial implications, of the options set out below, bearing in mind the status quo concerning dispute settlement mechanisms for non-staff personnel, including the United Nations Commission on International Trade Law arbitration clause, and to report thereon in his report

pursuant to paragraph 59 of resolution 63/253 for consideration by the Assembly at its sixty-fifth session:

(a) Establishment of an expedited special arbitration procedure, conducted under the auspices of local, national or regional arbitration associations, for claims under twenty-five thousand United States dollars submitted by personal service contractors;

(b) Establishment of an internal standing body that would make binding decisions on disputes submitted by non-staff personnel, not subject to appeal and using streamlined procedures, as proposed by the Secretary-General in paragraphs 51 to 56 of his report on administration of justice;[5]

(c) Establishment of a simplified procedure for non-staff personnel before the United Nations Dispute Tribunal, which would make binding decisions not subject to appeal and using streamlined procedures;

(d) Granting of access to the United Nations Dispute Tribunal and the United Nations Appeals Tribunal, under their current rules of procedure, to non-staff personnel;

10. *Reaffirms* that the informal resolution of conflict is a crucial element of the system of administration of justice, and emphasizes that all possible use should be made of the informal system in order to avoid unnecessary litigation;

11. *Takes note* of section IV, on systemic issues, of the report of the Secretary-General on the activities of the Office of the Ombudsman,[2] and emphasizes that the role of the Ombudsman is to report on broad systemic issues that he or she identifies, as well as issues that are brought to his or her attention, in order to promote greater harmony in the workplace;

12. *Emphasizes* the importance of interaction between the Office of the Ombudsman and other parts of the Secretariat, such as the Office of Human Resources Management, to ensure that systemic issues are adequately addressed, and requests the Secretary-General to report regularly to the General Assembly on actions taken to address the findings of the Ombudsman on systemic issues;

13. *Welcomes* the submission of the first joint report for the entities covered by the integrated Office of the Ombudsman[2] and requests the Secretary-General to submit to the General Assembly such a report at its sixty-fifth session and thereafter on a regular basis;

14. *Recalls* paragraphs 48 and 49 of its resolution 63/253, and requests the Secretary-General to ensure that the best possible use is made of the three ad litem judges in order to reduce the existing backlog of cases before the United Nations Dispute Tribunal;

15. *Requests* the Secretary-General to create a comprehensive website and an electronic filing system for the new system of administration of justice as soon as possible, taking into account the role of the Office of Information and Communications Technology, and requests the Secretary-General to include information on the progress made in that regard in his report pursuant to paragraph 59 of resolution 63/253;

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[5] A/62/782.

16. *Invites* the Sixth Committee to consider the legal aspects of the reports to be submitted by the Secretary-General, without prejudice to the role of the Fifth Committee as the Main Committee entrusted with responsibilities for administrative and budgetary matters.

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Agenda item 139
United Nations common system

Draft resolution submitted by the Chairperson following informal consultations

United Nations common system: report of the International Civil Service Commission for 2009

The General Assembly,

Recalling its resolutions 44/198 of 21 December 1989, 51/216 of 18 December 1996, 52/216 of 22 December 1997, 53/209 of 18 December 1998, 55/223 of 23 December 2000, 56/244 of 24 December 2001, 57/285 of 20 December 2002, 58/251 of 23 December 2003, 59/268 of 23 December 2004, 60/248 of 23 December 2005, 61/239 of 22 December 2006, 62/227 of 22 December 2007 and 63/251 of 24 December 2008,

Having considered the report of the International Civil Service Commission for the year 2009,[1]

Reaffirming its commitment to a single, unified United Nations common system as the cornerstone for the regulation and coordination of the conditions of service of the United Nations common system,

Reaffirming the statute of the Commission[2] and the central role of the Commission and the General Assembly in the regulation and coordination of the conditions of service of the United Nations common system,

1. *Takes note with appreciation* of the work of the International Civil Service Commission;

2. *Takes note* of the report of the Commission for 2009;[1]

[1] *Official Records of the General Assembly, Sixty-fourth Session, Supplement No. 30* and corrigendum (A/64/30 and Corr.2).

[2] Resolution 3357 (XXIX), annex.

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A. Conditions of service of staff in the Professional and higher categories

1. Evolution of the margin

Recalling section I.B of its resolution 51/216 and the standing mandate from the General Assembly, in which the Commission is requested to continue its review of the relationship between the net remuneration of the United Nations staff in the Professional and higher categories in New York and that of the comparator civil service (the United States federal civil service) employees in comparable positions in Washington, D.C. (referred to as "the margin"),

1. *Notes* that the margin between net remuneration of the United Nations staff in grades P-1 to D-2 in New York and that of officials in comparable positions in the United States federal civil service in Washington, D.C., for the period from 1 January to 31 December 2009 is estimated at 113.8 and that the average margin level for the past five years (2005-2009) stands at 113.6;

2. *Reaffirms* that the range of 110 to 120 for the margin between the net remuneration of officials in the Professional and higher categories of the United Nations in New York and officials in comparable positions in the comparator civil service should continue to apply, on the understanding that the margin would be maintained at a level around the desirable midpoint of 115 over a period of time;

2. Base/floor salary scale

Recalling its resolution 44/198, by which it established a floor net salary level for staff in the Professional and higher categories by reference to the corresponding base net salary levels of officials in comparable positions serving at the base city of the comparator civil service (the United States federal civil service),

Approves, with effect from 1 January 2010, as recommended by the Commission in paragraph 66 of its report,[1] the revised base/floor scale of gross and net salaries for staff in the Professional and higher categories contained in annex IV to the report;

3. Gender balance and geographical distribution

1. *Notes with disappointment* the insufficient progress made with regard to the representation of women in the organizations of the United Nations common system, and in particular their significant underrepresentation at senior levels;

2. *Notes* the decisions of the Commission contained in paragraph 88 of its report;[1]

3. *Invites* the Commission to continue to monitor future progress in achieving gender balance, including the aspect of regional representation if it deems it appropriate, and to make recommendations on practical steps that should be taken to improve the representation of women in the organizations of the United Nations common system;

4. *Welcomes* the decision of the Commission to encourage the organizations of the common system to promote and implement innovative approaches, such as outreach initiatives, to attract, develop and retain the most talented men and women;

5. *Requests* the Commission to review measures taken by organizations participating in the common system concerning the implementation of paragraph 3

of Article 101 of the Charter of the United Nations and to report its findings, as appropriate;

6. *Encourages* the Commission to consider further issues relating to the retention of female staff;

B. Conditions of service applicable to both categories of staff

1. Separation payments

1. *Takes note* of the recommendation of the Commission to introduce end-of-service severance pay in common system organizations for fixed-term staff involuntarily separating from the organization upon the expiration of their contract after ten or more years of continuous service;

2. *Decides* to revert to the question of the proposed end-of-service severance pay at its sixty-fifth session;

3. *Takes note* of the recommendation of the Commission for governing bodies of the United Nations common system organizations to harmonize their termination indemnity schedule with that of the United Nations, and requests the Commission to review the application of the termination indemnity and to report thereon to the General Assembly at its sixty-fifth session;

4. *Reaffirms* that the repatriation grant should not be payable to staff living in their home country and working abroad or to staff with permanent resident status at the last duty station, and reiterates its call to the governing bodies of the common system organizations to align their provisions regarding repatriation grant eligibility with those applicable in the United Nations;

5. *Reiterates* that the death grant should not be payable to secondary dependants, and reiterates its call to the governing bodies of the common system organizations to align their provisions regarding death grant with those applicable in the United Nations;

2. Mandatory age of separation

1. *Notes* paragraphs 17 and 20 of the report of the International Civil Service Commission,[1] and requests the Commission to report to the General Assembly at its sixty-sixth session on the results of the comprehensive analysis of the possibility of changing the mandatory age of separation, including the implications in the areas of human resources policies and pensions;

2. *Requests* the Commission to report to the General Assembly at its sixty-sixth session with advice and recommendations on succession planning within the organizations of the United Nations common system;

C. Other matters

1. Senior Management Network

1. *Notes* the decision of the United Nations System Chief Executives Board for Coordination to discontinue work on the Senior Management Network;

2. *Requests* the Commission to monitor the adequacy and effectiveness of measures aimed at improving management capacity and performance within the

United Nations common system and to report to the General Assembly on these matters, as appropriate;

2. General Service salary survey methodologies

Requests the Commission, when reviewing the General Service salary survey methodologies under the Fleming principle, in accordance with the programme of work of the Commission for 2010-2011,[3] to give higher consideration to the local national civil service among the retained employers, taking into account that the United Nations is a civil service organization.

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[3] *Official Records of the General Assembly, Sixty-fourth Session, Supplement No. 30* and corrigendum (A/64/30 and Corr.2), annex I.